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Gaithersburg, MD 20899



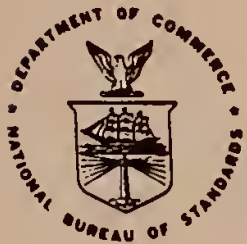
NBSIR 87-3608

# Index of Products Regulated By Each State

Maureen Breitenberg  
Editor

U.S. DEPARTMENT OF COMMERCE  
National Bureau of Standards  
Office of the Associate Director for Industry and Standards  
Office of Standards Code and Information  
Gaithersburg, MD 20899

August 1987



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U.S. DEPARTMENT OF COMMERCE  
NATIONAL BUREAU OF STANDARDS



NBSIR 87-3608

## **INDEX OF PRODUCTS REGULATED BY EACH STATE**

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**U.S. DEPARTMENT OF COMMERCE, Clarence J. Brown, *Acting Secretary***  
**NATIONAL BUREAU OF STANDARDS, Ernest Ambler, *Director***





## FOREWORD

States are involved in many ways in the regulation of products sold within their borders. In some cases, the products are regulated directly through state inspection and/or testing programs. In other cases, states require manufacturers to self-certify, or to have an approved private body certify, that a particular product meets state standards or criteria. This index summarizes an extensive body of information obtained to date concerning state regulation of specific products. Comprehensive information is maintained in a database in order to respond to foreign and domestic inquiries. That database also includes some details on the methods states use to accomplish this goal.

Compilation of the database on state regulation of products was part of a continuing effort by the National Bureau of Standards (NBS) to develop and maintain current information on certification and related regulatory programs effectively meeting its obligations under the Trade Agreements Act of 1979. The information can be used by manufacturers and others, and may inform them about additional information available from the NBS on this topic.

Dr. Stanley I. Warshaw  
Associate Director  
for Industry & Standards

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## ACKNOWLEDGEMENTS

The editor would like to thank the State officials who provided the information for this index.

Maureen Breitenberg



## ABSTRACT

This index summarizes information contained in a database on programs under which each of the 50 states regulates products sold within its borders. It can be used as the basis for requesting additional information contained in the database.

Development of the database on state regulation of products was part of a continuing NBS effort to establish and maintain comprehensive information on standards, regulations, certification programs and related information. This material has been compiled to meet the needs of government, industry, and the public for information on programs operated by state agencies to regulate products sold to the public.

Key Words: approved products; certification; grading; inspection; state regulation; testing



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## **BACKGROUND**

The General Agreement of Tariffs and Trade (GATT), signed by more than 80 governments is intended to reduce tariffs, eliminate non-tariff measures, and remove other trade obstacles to the free flow of international trade. In the round of talks from 1973 until 1979, referred to as the Tokyo Round, an Agreement on Technical Barriers to Trade (also known as the "Standards Code") was reached which recognized the importance of standards and certification systems for "improving efficiency of production and facilitating the conduct of international trade."

The Standards Code has now been signed by 37 countries and the European Community. The Trade Agreements Act of 1979 implemented the Standards Code in the United States. Title IV of the Act specifies obligations for the Federal Government, including responsibilities for the establishment and maintenance of a "Standards Information Center." Responsibility for the center has been delegated by the Secretary of Commerce to the NBS National Center for Standards and Certification Information (NCSCI). NCSCI is required to serve as the central national collection facility for information relating to standards, certification systems, and standards-related activities, whether such standards, systems, or activities are public or private, domestic or foreign, or international, regional, national or local.

The Statements of Administrative Action which accompanied the Act, interpreted this to mean that NCSCI would respond to all reasonable questions concerning standards-related activities, including programs used to regulate the characteristics of products sold within any of the 50 states.

The development of this database and the issuance of this index is another phase of the continuing efforts initiated by NCSCI to meet its responsibilities under the Act.

## **SCOPE AND CRITERIA**

Information was collected on state programs used to regulate products sold within their borders. Neither the regulation of products for state procurement purposes nor the regulation of services by the states was included in the scope of this project.

A program for the regulation of products is taken to mean programs which evaluate products against a specified set of standards or criteria, either for quality, safety, or some other characteristic, such as size. The evaluation may be done either by state personnel or by parties recognized by the state for this purpose, such as nationally recognized testing laboratories.





## COMPILATION OF INFORMATION

Extensive efforts were made to contact every department in each state that might be concerned with the regulation of products to be sold within that state. To ensure accuracy and completeness, each state was contacted at least twice; further efforts will be made to update the database periodically to reflect any changes or newly available information. State officials and other knowledgeable individuals are invited to supply supplementary information about programs to regulate products not included in this index. States are also encouraged to advise us of any program or address changes.

Pertinent communications should be sent to:

Office of Standards Code and Information  
Office of the Associate Director for Industry and Standards  
National Bureau of Standards  
Administration Bldg., Room A629  
Gaithersburg, MD 20899  
(301) 975-4031

## INTRODUCTION

In the United States, product quality and safety may be assured by voluntary private sector programs, by Federal rules, or by regulations at the state and local levels. This index summarizes state regulatory programs: the titles of earlier compilations are listed on page 6. However, the massive volume of information concerning products regulated by each of the fifty States has dictated the establishment of a computerized database, described in this publication in summary form only.

The index is broken down into 12 product categories, with numerous subcategories as shown in the text. The categories are:

- |  |                            |
|--|----------------------------|
| 1. Agriculture/Foods                   | 7. Medical and Health Care |
| 2. Alcohol                             | 8. Natural Resources       |
| 3. Building and Construction Materials | 9. Packaging               |
| 4. Consumer Products                   | 10. Protection/Safety      |
| 5. Environmental Control               | 11. Transportation         |
| 6. Industry/ Manufacturing             | 12. Miscellaneous          |



Additional information is available on product regulatory programs for specific states and specific products. Sample entries indicating the types of information available are indicated below:

SAMPLE ENTRY ONE

-----  
DEPARTMENT: AGRICULTURE

SUBUNIT 1: Division of Plant Industry

-----  
CONTACT NAME: William W. Metterhouse  
CONTACT TITLE: Director  
CONTACT ADDRESS: CN 330, Trenton, NJ 08625  
CONTACT TELEPHONE NUMBER: 609-292-5441

-----  
PRODUCTS REGULATED: Bees, apiary equipment

DOCUMENTATION AND/OR INSPECTION/TESTING REQUIRED BY AGENCY: Yes  
INSPECTION OR TESTING BY DESIGNATED PRIVATE ORGANIZATION IS REQUIRED: No  
AGENCY HAS A MARKING SYSTEM TO SHOW PRODUCT APPROVAL: \*Yes  
AGENCY MAINTAINS A LIST OF APPROVED PRODUCTS: State maintains a list of  
apiaries.  
AGENCY HAS PRODUCT LABELING REQUIREMENTS: \*Yes  
AGENCY HAS REGISTRATION REQUIREMENTS: Yes  
AGENCY USES FEDERAL REGULATIONS ONLY: No  
OTHER INFORMATION: \*Certificates of health required for interstate shipment.



SAMPLE ENTRY TWO

-----  
DEPARTMENT: HEALTH

SUBUNIT 1: Division of Community Health Services  
SUBUNIT 2: Food and Milk Program

-----  
CONTACT NAME: Kenneth Kolano  
CONTACT TITLE: Chief  
CONTACT ADDRESS: 102 South Stockton St., CN 364, Trenton, NJ 08625  
CONTACT TELEPHONE NUMBER: 609-984-1367

-----  
PRODUCTS REGULATED: Shellfish

DOCUMENTATION AND/OR INSPECTION/TESTING REQUIRED BY AGENCY: Yes  
INSPECTION OR TESTING BY DESIGNATED PRIVATE ORGANIZATION IS REQUIRED: No  
AGENCY HAS A MARKING SYSTEM TO SHOW PRODUCT APPROVAL: Yes  
AGENCY MAINTAINS A LIST OF APPROVED PRODUCTS: No  
AGENCY HAS PRODUCT LABELING REQUIREMENTS: Yes  
AGENCY HAS REGISTRATION REQUIREMENTS: Yes  
AGENCY USES FEDERAL REGULATIONS ONLY: No  
OTHER INFORMATION: Has processing requirements.



SAMPLE ENTRY THREE

-----  
DEPARTMENT: LABOR

SUBUNIT 1: Division of Workplace Standards

-----  
CONTACT NAME: William J. Clark

CONTACT TITLE: Assistant Commissioner

CONTACT ADDRESS: Labor and Industry Building, Trenton, NJ 08625-0058

CONTACT TELEPHONE NUMBER: 609-292-2313  
-----

PRODUCTS REGULATED: Boilers, pressure vessels, refrigeration equipment

DOCUMENTATION AND/OR INSPECTION/TESTING REQUIRED BY AGENCY: Yes

INSPECTION OR TESTING BY DESIGNATED PRIVATE ORGANIZATION IS REQUIRED: Yes

AGENCY HAS A MARKING SYSTEM TO SHOW PRODUCT APPROVAL: Yes

AGENCY MAINTAINS A LIST OF APPROVED PRODUCTS: No

AGENCY HAS PRODUCT LABELING REQUIREMENTS: Yes

AGENCY HAS REGISTRATION REQUIREMENTS: All boilers except low pressure boilers  
serving less than 6 family units or accommodations for less than 25  
persons are registered and re-inspected annually.

AGENCY USES FEDERAL REGULATIONS ONLY: No

OTHER INFORMATION: ASME Construction Code sections 1 thru 11 have been  
adopted by New Jersey. The National Board Inspection Code has also been  
adopted by New Jersey.





This database is part of an ongoing NBS effort to establish and maintain a comprehensive database on standards, regulations, certification programs and related information. This material has been compiled to meet the needs of government, industry and the public for information on state regulation of products in accordance with the requirements of the U.S. Trade Agreements Act of 1979.

We hope to make this type of information available by state for specific product areas.

#### **OTHER NCSCI DOCUMENTS OF POSSIBLE INTEREST**

In addition to this index and supporting database, NCSCI has published four related directories which provide information on the standards activities of U.S. and of international or regional organizations, and the certification activities of the U.S. Government and of U.S. private sector organizations:

NBS SP 649 **Directory of International and Regional Organizations Conducting Standards-Related Activities**, April, 1983,

NBS SP 681 **Standards Activities of Organizations in the United States**, August 1984,

NBS SP 703 **Private Sector Product Certification Programs in the United States**, August 1985, and

NBS SP 714 **Federal Government Certification Programs for Products and Services**, April 1986

Information about standards, regulations or certification programs can be obtained by writing to the address shown on page 2 or by calling (301) 975-4040.



### SUMMARY OF PRODUCTS REGULATED BY EACH STATE

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PRODUCT	AL	AK	AZ	AR	CA	CO	CT	DE	FL	GA	HI	ID	IL	IN	IA	KS	KY	LA	ME	MD	MA	MI	MN	MS	MO	MT	NE	NV	NH	NJ	NM	NY	NC	ND	OH	OK	OR	PA	RI	SC	SD	TN	TX	UT	VT	VA	WA	WV	WI	WY			
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4. TITLE AND SUBTITLE INDEX OF PRODUCTS REGULATED BY EACH STATE			
5. AUTHOR(S) Maureen Breitenberg			
6. PERFORMING ORGANIZATION (If joint or other than NBS, see instructions)  NATIONAL BUREAU OF STANDARDS U.S. DEPARTMENT OF COMMERCE GAITHERSBURG, MD 20899		7. Contract/Grant No.	
		8. Type of Report & Period Covered Final	
9. SPONSORING ORGANIZATION NAME AND COMPLETE ADDRESS (Street, City, State, ZIP)			
10. SUPPLEMENTARY NOTES			
<input type="checkbox"/> Document describes a computer program; SF-185, FIPS Software Summary, is attached.			
11. ABSTRACT (A 200-word or less factual summary of most significant information. If document includes a significant bibliography or literature survey, mention it here)  This index summarizes information contained in a database on programs under which each of the 50 states regulates products sold within its borders. It can be used as the basis for requesting additional information contained in the database.  Development of the database on state regulation of products was part of a continuing NBS effort to establish and maintain comprehensive information on standards, regulations, certification programs and related information. This material has been compiled to meet the needs of government, industry, and the public for information on programs operated by state agencies to regulate products sold to the public.			
12. KEY WORDS (Six to twelve entries; alphabetical order; capitalize only proper names; and separate key words by semicolons) approved products; certification; grading; inspection; state regulation; testing			
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